

FORM PTO-1390 (Modified) U.S. PATENT AND TRADEMARK OFFICE; U.S. DEPARTMENT OF COMMERCE (REV. 7-2005)		ATTORNEY'S DOCKET NUMBER 8052-95218
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) Not Yet Known 10/1560222
INTERNATIONAL APPLICATION NO. PCT/AT2004/000122	INTERNATIONAL FILING DATE 7 April 2004	PRIORITY DATE CLAIMED 13 June 2003
TITLE OF INVENTION ANTI-CLIMBING DEVICE FOR RAILWAY CARRIAGES		
APPLICANT(S) FOR DO/EO/US MAYER, Wilhelm		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below. 4. <input type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input checked="" type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)). 11. <input type="checkbox"/> A copy of the International Preliminary Examination Report (PCT/IPEA/409). 12. <input checked="" type="checkbox"/> A copy of the International Search Report (PCT/ISA/210). 		
Items 13 to 23 below concern document(s) or information included:		
<ol style="list-style-type: none"> 13. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 14. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 15. <input checked="" type="checkbox"/> A FIRST preliminary amendment. 16. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 17. <input type="checkbox"/> A substitute specification. 18. <input type="checkbox"/> A power of attorney and/or change of address letter. 19. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. 20. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4). 21. <input type="checkbox"/> A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4). 22. <input checked="" type="checkbox"/> Express Mail Label No. EV 731140174 US 		

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The fee is \$250 for each additional 50 sheets of paper or fraction thereof.</td> <td></td> <td></td> </tr> <tr> <td>Total Sheets</td> <td>Extra Sheets</td> <td>Number of each additional 50 or fraction thereof (round up to a whole)</td> <td>RATE</td> </tr> <tr> <td>- 100 = 0</td> <td>/50 = 0</td> <td>x \$250.00</td> <td>\$ \$0.00</td> </tr> <tr> <td colspan="4">Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).</td> </tr> <tr> <td>CLAIMS</td> <td>NUMBER FILED</td> <td>NUMBER EXTRA</td> <td>RATE</td> </tr> <tr> <td>Total claims</td> <td>10 - 20 = 0</td> <td>x \$50.00</td> <td>\$ \$0.00</td> </tr> <tr> <td>Independent claims</td> <td>1 - 3 = 0</td> <td>x \$200.00</td> <td>\$ \$0.00</td> </tr> <tr> <td colspan="2">MULTIPLE DEPENDENT CLAIMS (if applicable)</td> <td><input type="checkbox"/> +</td> <td>\$360.00</td> </tr> <tr> <td colspan="2"></td> <td>TOTAL OF ABOVE CALCULATIONS =</td> <td>\$ \$900.00</td> </tr> <tr> <td colspan="2"><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.</td> <td></td> <td>\$ \$0.00</td> </tr> <tr> <td colspan="2"></td> <td>SUBTOTAL =</td> <td>\$ \$900.00</td> </tr> <tr> <td colspan="2">Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).</td> <td></td> <td>\$ \$0.00</td> </tr> <tr> <td colspan="2"></td> <td>TOTAL NATIONAL FEE =</td> <td>\$ \$900.00</td> </tr> <tr> <td colspan="2">Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property</td> <td>+</td> <td>\$ \$0.00</td> </tr> <tr> <td colspan="2"></td> <td>TOTAL FEES ENCLOSED =</td> <td>\$ \$900.00</td> </tr> <tr> <td colspan="2"></td> <td>Amount to be</td> <td>\$</td> </tr> <tr> <td colspan="2"></td> <td>Amount to be</td> <td>\$</td> </tr> </table>			The following fees have been submitted:		CALCULATIONS	PTO USE	24. <input checked="" type="checkbox"/> Basic national fee	\$300	\$ \$300.00		25. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article	\$0	\$ \$200.00		All other situations.....	\$200			26. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4). . .	\$0			Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the as an International Searching Authority.	\$100	\$ \$400.00		International Search Report prepared by an ISA other than the US and provided to the previously communicated to the US by the IB.	\$400			All other situations.....	\$500			TOTAL OF 24, 25 and 26 =		\$ \$900.00		<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(l)). 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IAP9 Rec'd PCT/PTO 12 DEC 2005

PTO-1390 (Rev. 07-2005)

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- c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 23-0920. A duplicate copy of this sheet is enclosed.
- d. Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

Thomas R. Vigil, Esq.
WELSH & KATZ, LTD.
120 South Riverside Plaza, Floor 22
Chicago, IL 60606-3912

SIGNATURE

Thomas R. Vigil

NAME

24,542

REGISTRATION NUMBER

December 12, 2005

DATE

10/560222

IAP9 Rec'd PCT/PTO 12 DEC 2005

Applicant: Wilhelm Mayer
Entitled: ANTI-CLIMBING DEVICE FOR RAILWAY CARRIAGES
Attorney Docket No. 8052-95815

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
(37 CFR 2.198)

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I hereby certify that the following papers (identified below) are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 2.198 in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on this 12th day of December, 2005.

Carl Stanley
CARL STANLEY
Carl Stanley
(Signature of Person Mailing Correspondence)

Enclosed:

- Certificate of Mailing (1 page);
- Data Sheet (1 page);
- Transmittal Letter to the United States Designated/Elected Office Concerning a Submission Under 35 U.S.C. 371 Form PTO-1390 (3 pages, in duplicate);
- Preliminary Amendment (4 pages);
- Copy of Application;
- Unexecuted Declaration and Power of Attorney (2 pages);
- Copy of WO 2004/110842 A1;
- Copy of the International Search Report PCT/AT2004/000122;
- Form PTO 1449; 3 Foreign Patents (1 page);
- One check in the amount of \$900.00;
- Addressed Postage Paid Receipt Postcard.

Applicants: Wilhelm Mayer
Title: Anti-Climbing Device for Railway

Atty. Doc. No.: 8052-95815
TRV:cmd
Date: 12-12-05

JAP10 Rec'd OCT 10 12 DEC 2005

Enclosed: Certificate of Mailing (1 page); Data Sheet (1 page); Transmittal Letter to the United States Designated/Elected Office Concerning a Submission Under 35 U.S.C. 371 Form PTO-1390 (3 pages, in duplicate); Preliminary Amendment (4 pages); Copy of Application; Unexecuted Declaration and Power of Attorney (2 pages); Copy of WO 2004/110842 A1; Copy of the International Search Report PCT/AT2004/000122; Form PTO 1449; 3 Foreign Patents (1 page); Addressed Postage Paid Receipt Postcard.

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Please acknowledge receipt of the above-identified documents by applying the Patent & Trademark Office seal hereto and mailing this card.

Respectfully,
WELSH & KATZ, LTD.

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